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7 Tesla, Inc., Elon Musk, and Warner Bros.  
Discovery, Inc.  
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11 **IN THE UNITED STATES DISTRICT COURT**  
12 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**  
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14 ALCON ENTERTAINMENT, LLC  
a Delaware Limited Liability Company,

15  
16 Plaintiff,

17 v.

18 TESLA, INC., a Texas Corporation;  
19 ELON MUSK, an individual;  
20 WARNER BROS. DISCOVERY,  
21 INC., a Delaware Corporation,

22 Defendants.  
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Case No. 2:24-cv-09033-GW-RAO

**OMNIBUS DECLARATION OF  
CHRISTOPHER S. MARCHESE IN  
SUPPORT OF DEFENDANTS  
TESLA, INC., ELON MUSK, AND  
WARNER BROS. DISCOVERY,  
INC.'S MOTIONS TO DISMISS**

District Judge: Hon. George H. Wu  
Magistrate Judge: Rozella A. Oliver

1 I, Christopher S. Marchese, hereby declare:

2 1. I am an attorney with the law firm Fish & Richardson P.C., and counsel  
3 for Defendants Tesla, Inc., Elon Musk, and Warner Bros. Discovery, Inc.  
4 (“Defendants”). I have personal knowledge of the facts contained in the declaration  
5 and, if called upon to do so, I could and would testify competently to the matters  
6 herein.

7 2. Attached hereto as Exhibit 1 is a true and correct copy of the Tentative  
8 Ruling on Defendants’ Motion to Dismiss (Dkt. 34) in *Jangle Vision, LLC v.*  
9 *Alexander Wang Incorporated, et al.*, No. CV 21-9964-GW-Ex (C.D. Cal. May 11,  
10 2022). This opinion is attached as an exhibit because it is cited in Tesla, Inc. and Elon  
11 Musk’s Motion to Dismiss and it is not readily accessible Lexis or Westlaw.

12 3. Tesla, Inc. and Elon Musk are concurrently lodging Exhibit 2 with the  
13 Court. Exhibit 2 is a true and correct video recording of the Tesla presentation that  
14 took place on October 10, 2024, and is referenced in the Complaint (*see, e.g.*, Dkt. 1  
15 ¶¶ 51-54, 57) and Defendants Tesla, Inc. and Elon Musk’s Motion to Dismiss. The  
16 specific portion of the recording described in the Complaint and the Tesla and Musk  
17 motion is at time stamp 5:32–6:07.

18 I declare under penalty of perjury that the foregoing is true and correct. Executed  
19 this 4th day of February 2025.

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21 By: /s/ Christopher S. Marchese  
22 Christopher M. Marchese  
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